

LIBELED: 9-15-55, N. Dist. Ohio.

CHARGE: 402 (a) (3)—contained insects while held for sale.

DISPOSITION: 11-21-56. Consent—destruction.

23307. Wheat. (F. D. C. No. 39180. S. No. 41-101 M.)

QUANTITY: 122,400 lbs. at Minneapolis, Minn.

SHIPPED: 7-12-56, from Harvey, N. Dak., by Harvey Farmers Union Elevator Co.

LIBELED: 8-1-56, Dist. Minn.

CHARGE: 402 (a) (3)—contained rodent excreta when shipped.

DISPOSITION: 8-13-56. Consent—claimed by Farmers Union Grain Terminal Association, St. Paul, Minn. Segregated, 12,680 lbs. to be disposed of for use as animal feed.

23308. Wheat. (F. D. C. No. 39160. S. No. 40-946 M.)

QUANTITY: 108,000 lbs. at Minneapolis, Minn.

SHIPPED: 6-18-56, from Mott, N. Dak., by Occident Elevator.

LIBELED: 7-12-56, Dist. Minn.

CHARGE: 402 (a) (2)—the article was a raw agricultural commodity and contained, when shipped, a pesticide chemical, namely, a mercurial compound, which is unsafe within the meaning of 408 (a) since no tolerance or exemption from the requirement of a tolerance for such pesticide chemical on wheat has been prescribed by regulations.

DISPOSITION: 8-3-56. Consent—claimed by Occident Elevator. Segregated, 12,410 lbs. destroyed.

23309. Wheat. (F. D. C. No. 39158. S. No. 40-463 M.)

QUANTITY: 105,650 lbs. at Minneapolis, Minn.

SHIPPED: 6-20-56, from Northwood, N. Dak., by Northwood Grain Feed & Hatchery Mill.

LIBELED: 7-10-56, Dist. Minn.

CHARGE: 402 (a) (3)—contained rodent and bird excreta when shipped.

DISPOSITION: 7-19-56. Consent—claimed by F. C. Riebe Grain Co., t/a Northwood Grain Feed & Hatchery, Northwood, N. Dak. Converted to animal feed.

23310. Wheat. (F. D. C. No. 39164. S. No. 40-851 M.)

QUANTITY: 80,740 lbs. at Minneapolis, Minn.

SHIPPED: 6-22-56, from Kempton, N. Dak., by K & N Elevator.

LIBELED: 7-14-56, Dist. Minn.

CHARGE: 402 (a) (3)—contained rodent excreta when shipped.

DISPOSITION: 7-19-56. Consent—claimed by F. C. Riebe Grain Co., t/a K & N Elevator, Kempton, N. Dak. Converted to animal feed.

CONFECTIONERY*

23311. Candy. (F. D. C. No. 38599. S. Nos. 3-477/8 M, 23-622 M, 23-625 M.)

INFORMATION FILED: 7-23-56, Dist. Vt., against Vermont Confectionery Co., Inc., Burlington, Vt., and Theodore R. Davidson, president.

*See also No. 23350.

SHIPPED: Between 11-12-55 and 12-13-55, from Vermont to Massachusetts and Connecticut.

LABEL IN PART: (Box) "Vermont Blue Ribbon Maple Products * * * Vermont Maple Tree Sugar Co., Burlington, Vt. Net Wt. 8 Oz. [or "Net Weight 1 Pound"]" or "Vermont Blue Ribbon Maple Flavored Peanut Brittle Vermont Maple Co. Sugar Co. Burlington, Vt. Net Weight 14 Oz."

CHARGE: 402 (a) (3)—contained mold, insect parts, insects, and rodent hair fragments; and 402 (a) (4)—prepared under insanitary conditions.

PLEA: Guilty.

DISPOSITION: 7-23-56. Court fined corporation \$2,000 and individual \$500; individual sentenced to 6 months in prison, which was suspended, and placed on probation for 3 years.

23312. Candy. (F. D. C. No. 38632. S. Nos. 19-479 M, 27-206 M.)

INFORMATION FILED: 7-2-56, Dist. N. J., against Federal Sweets & Biscuit Co., Inc., Clifton, N. J.

SHIPPED: 1-20-56 and 1-23-56, from New Jersey to Alabama and Kentucky.

LABEL IN PART: (Pkg.) "Dutch Maid Royal Flush Milk Chocolate."

CHARGE: 402 (a) (4)—prepared under insanitary conditions.

PLEA: Guilty.

DISPOSITION: 10-5-56. \$750 fine.

DAIRY PRODUCTS

BUTTER

23313. Butter. (F. D. C. No. 38598. S. Nos. 23-000 M, 23-148/9 M, 32-463 M, 32-469 M.)

INFORMATION FILED: 5-17-56, Dist. S. Dak. against Armour & Co., a corporation, trading as Armour Creameries, Mitchell, S. Dak., and Donald F. Iltis, plant manager.

SHIPPED: Between 9-22-55 and 10-22-55, from South Dakota to Maine and Pennsylvania.

LABEL IN PART: (Wrapper) "Armour Star Cloverbloom Butter" and "Armour Cloverbloom Butter."

CHARGE: 402 (a) (3)—contained insects, insect fragments, rodent hair fragments, and manure fragments, and prepared from filthy cream.

PLEA: Guilty.

DISPOSITION: 12-4-56. Corporation fined \$1,000 and individual \$200.

23314. Butter. (F. D. C. No. 39220. S. Nos. 19-612/13 M.)

QUANTITY: 3 cases, 30 1-lb. prints each, 1 case containing 13 1-lb. prints, and 3 30-lb. bulk cases, at Cincinnati, Ohio.

SHIPPED: 7-25-56, from Napoleon, Ind., by Napoleon Creamery.

LABEL IN PART: (Print) "Napoleon Creamery Butter."

LIBELED: 7-30-56, S. Dist. Ohio.

CHARGE: 402 (a) (3)—contained insect fragments; 402 (a) (4)—prepared under insanitary conditions; and 402 (b) (2)—a product containing less than 80 percent by weight of milk fat had been substituted for butter.

DISPOSITION: 8-22-56. Default—converted into grease for nonfood use.